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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.:

10/813,493

In re:

Funk et al.

Art Unit: 3723

Filed:

03/30/2004

Examiner: Watson

For:

WHEEL POSITIONAL RESTRAINT DEVICE AND METHOD FOR
USING THE SAME

Docket No.:

64,617-013

Conf. No.: 4900

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT
UNDER 35 U.S.C. § 121**

Dear Commissioner:

This paper is responsive to the Office Action mailed September 1, 2005.

REMARKS

I. INTRODUCTION

Claims 58-75 are presently pending in this application. Of those, claims 72-75 are withdrawn from consideration. Applicants respectfully request further examination and reconsideration of the application.

II. ELECTION OF SPECIES OF INVENTION

Applicants hereby elect, without traverse, the species shown in Figure 16 (Species 4) of the application. Applicants respectfully submit that Claims 58 – 60, 62, 63, and 65 – 70 read on

CERTIFICATE OF MAILING

I hereby certify that this *Response to Restriction/Election Requirement Under 35 U.S.C. § 121* is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 27th day of September, 2005.

Alesia A. Mungons
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